

SENATE BILL 46

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SB 11/02 - JPR

2003 Regular Session
3lr0972

By: **Senators Harris, Gladden Brochin, Giannetti, Haines, Jacobs, and Lawlah**

Introduced and read first time: January 16, 2003
Assigned to: Judicial Proceedings

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 11, 2003

CHAPTER _____

1 AN ACT concerning

2 **Local Correctional Facilities - Inmate Transfers**

3 FOR the purpose of authorizing the sheriff of a county or the governing body of a
4 county or municipal corporation that operates a local correctional facility to
5 enter into certain agreements with other county sheriffs or counties or
6 municipal corporations to authorize the transfer of certain inmates between
7 certain local correctional facilities under certain circumstances; prohibiting
8 certain agreements from authorizing the transfer of certain inmates from a local
9 correctional facility located outside of Baltimore County to the Baltimore
10 County Detention Center; and generally relating to local correctional facilities.

11 BY adding to
12 Article - Correctional Services
13 Section 9-309
14 Annotated Code of Maryland
15 (1999 Volume and 2002 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Correctional Services**

19 9-309.

20 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE SHERIFF
21 OF A COUNTY OR THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION
22 THAT OPERATES A LOCAL CORRECTIONAL FACILITY MAY ENTER INTO A SIGNED

1 MEMORANDUM OF UNDERSTANDING WITH ANOTHER SHERIFF, COUNTY, OR
2 MUNICIPAL CORPORATION THAT OPERATES A LOCAL CORRECTIONAL FACILITY TO
3 AUTHORIZE THE TRANSFER OF INMATES SENTENCED TO A LOCAL CORRECTIONAL
4 FACILITY UNDER § 9-105 OF THIS TITLE FROM ONE LOCAL CORRECTIONAL FACILITY
5 TO ANOTHER.

6 (B) A MEMORANDUM OF UNDERSTANDING ENTERED INTO UNDER
7 SUBSECTION (A) OF THIS SECTION MAY NOT AUTHORIZE THE TRANSFER OF INMATES
8 SENTENCED TO A LOCAL CORRECTIONAL FACILITY LOCATED OUTSIDE OF
9 BALTIMORE COUNTY TO THE BALTIMORE COUNTY DETENTION CENTER.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect October 1, 2003.